

City Council Minutes
Tuesday, August 9, 2022

On the 9th day of August 2022, at 6:30 p.m., the City Council of the City of Hurst, Texas, convened in a regular meeting at City Hall, 1505 Precinct Line Road, Hurst, Texas, with the following members present:

Henry Wilson	)	Mayor
Cindy Shepard	)	Mayor Pro Tem
John Miller	)	Councilmembers
Jon McKenzie)	
Cathy Brotherton)	
Gary N. Waldron)	
David Booe)	
Clay Caruthers	)	City Manager
Matthew Boyle	)	City Attorney
Clayton Fulton	)	Assistant City Manager
Malaika Marion Farmer	)	Assistant City Manager
Rita Frick	)	City Secretary
Greg Dickens	)	Executive Director of Public Works
Duane Hengst	)	City Engineer
Billy Keadle	)	Assistant Police Chief
Michelle Lazo	)	Executive Director of Planning and Zoning
Stephanie Jenkins	)	Executive Director of Human Resources
Kara McKinney	)	Public Information Officer

With the following Councilmembers absent: none, constituting a quorum; at which time, the following business was transacted:

The meeting was called to order at 6:30 p.m. and the Pledge of Allegiance was given.

Mayor Pro Tem Shepard gave the Invocation.

PROCLAMATION(S)/PRESENTATION(S)

1. Presentation of the 2022 Texas Association of Municipal Information Officers (TAMIO) Award of Honor for Where We Live Magazine

Mayor Wilson recognized Public Information Officer Kara McKinney who presented the 2022 Texas Association of Municipal Information Officers (TAMIO) Award of Honor received by the Communications Division for the Where We Live Magazine noting the judges were impressed with the recent stream-lining of the magazine.

2. Presentation of the Annual Storm Water Management Plan

City Engineer Duane Hengst provided a presentation of the Annual Storm Water Management Plan noting it is a requirement under the Federal Clean Water Act. Mr.

Hengst reviewed the regulations, permit and reporting requirements and best management practices implemented for achievement.

CONSENT AGENDA

3. Consider approval of the minutes for the July 5, 2022 and August 2, 2022, City Council meetings
4. Consider Ordinance 2511, second reading, to consider SP-2022-00002, Alliance for Children, a Site Plan revision for a portion of Lot 1, Block 1, Northeast Tarrant County Plaza Addition being 5.53 acres located at 645 Grapevine Highway
5. Consider Ordinance 2512, second reading, amending the City of Hurst Code of Ordinances Chapter 27, Section 27-21 by adding subsection 27-21 (e)(8) providing regulations for fences located on corner lots
6. Consider Resolution 1816 ratifying the actions of the Hurst Community Services Development Corporation
7. Consider Resolution 1817 ratifying the actions of the Hurst Crime Control and Prevention District Board
8. Consider Resolution 1818 authorizing the city manager, or his designee, to enter into a Multiple Use Agreement with the Texas Department of Transportation (TXDOT) allowing the installation and operation of Automated License Plate Recognition cameras
9. Consider authorizing the city manager to enter into a Purchase Agreement with ProForce Law Enforcement to purchase rifles and related equipment
10. Consider authorizing the city manager to enter into a Purchase Agreement with GT Distributors to purchase rifle plates and related equipment
11. Consider authorizing the city manager to enter into an Agreement with Brinkley Sargent Wiginton Architects to provide design and construction administration services, for the Fire Station 1 Bay Exhaust System Design Project
12. Consider authorizing the city manager to proceed with the Hurst Senior Activities Center A/V Upgrade Project
13. Consider approval of the Hurst Public Library's HVAC Mechanical System Replacement Project
14. Consider authorizing the city manager to purchase equipment and services related to a Citywide Wi-Fi Replacement Project through approved purchasing contracts

Mayor Pro Tem Shepard moved to approve the consent agenda. Motion seconded by Councilmember Waldron. Motion prevailed by the following vote:

Ayes: Councilmembers Booe, Miller, McKenzie, Brotherton, Waldron and Shepard

No: None

PUBLIC HEARING(S) AND BUDGET RELATED ITEM(S)

15. Conduct a Public Hearing to consider adopting the Crime Control and Prevention District budget for fiscal year beginning October 1, 2022 and ending September 30, 2023

Mayor Wilson announced a public hearing to consider the Crime Control and Prevention District budget for fiscal year beginning October 1, 2022 and ending September 30, 2023 and recognized Assistant City Manager Clayton Fulton who presented the proposed fiscal year 2022-2023 Hurst Crime Control and Prevention District Budget noting the fund was authorized by the voters in 1995 and again in 2010 for an additional twenty years. He stated it is a single source revenue fund and has no property tax component. Mr. Fulton reviewed the sales tax split between the state, city and anti-crime fund noting the Crime Control fund receives .05% and provides an estimated .14 cents in tax relief to the property tax rate. Mr. Fulton reviewed historical revenues for the fund and stated the proposed FY 2022 budget is predominantly personnel and indirect costs. He reviewed proposed budget expenditures of \$5,447,756, noting included in the budget are body cameras, pay plan adjustments, community outreach activities and asset and infrastructure maintenance.

There being no one to speak, Mayor Wilson closed the public hearing.

16. Consider Ordinance 2516, first reading, adopting the Crime Control and Prevention District budget for fiscal year beginning October 1, 2022 and ending September 30, 2023

Councilmember Miller moved to approve Ordinance 2516, first reading, adopting the Crime Control and Prevention District budget for fiscal year beginning October 1, 2022 and ending September 30, 2023. Motion seconded by Councilmember Shepard. Motion prevailed by the following vote:

Ayes: Councilmembers Booe, Miller, McKenzie, Brotherton, Waldron and Shepard

No: None

PLAT(S)

17. Consider P-2022-00004, Reagan Estates Addition, a replat of Lot 13 to Lots 13R, 13A-13C, Block 1, Reagan Estates Addition, being 3.130 acre located at 5415 Lowrie Road

Executive Director of Planning and Development Michelle Lazo reviewed the proposed replat noting the request is in the City's extra territorial jurisdiction area. She stated Tarrant County has requested the City review the replat prior to the county taking action of the plat.

Ms. Lazo stated the Owner Nathan White is in attendance and available to answer questions.

Councilmember Booe moved to approve P-2022-00004, a replat for Lot 13, Block 1, Reagan Estates Addition. Motion seconded by Councilmember Brotherton. Motion prevailed by the following vote:

Ayes: Councilmembers Booe, Miller, McKenzie, Brotherton, Waldron and Shepard

No: None

18. Consider P-2022-00005, Denbina Addition, a replat of Lot 2A to Lot 2R, Block 1, Denbina Addition being .76 acre located at 1840 Precinct Line Road

Executive Director of Planning and Development Michelle Lazo reviewed the proposed replat noting the request is to dedicate a new water easement and relocate a shared access drive for the construction of an urgent care facility. She stated minor adjustments are being made to build the facility.

Councilmember Brotherton moved to approve P-2022-00005, a replat for Lot 2R, Block 1 Denbina Addition. Motion seconded by Councilmember McKenzie. Motion prevailed by the following vote:

Ayes: Councilmembers Booe, Miller, McKenzie, Brotherton, Waldron and Shepard

No: None

RESOLUTION(S)

19. Consider Resolution 1815 calling for a Public Hearing for the purpose of considering amendments to land use assumptions, capital improvements plan, and water and wastewater impact fees

Executive Director of Public Works Greg Dickens reviewed the proposed resolution calling for a public hearing to consider amendments for impact fees. He provided a copy of the 2021 Wastewater Impact Fee Update Study prepared by the City's contractor Freese and Nichols, Inc., and provided a brief overview of the legal requirements for review and amendments. Mr. Dickens stated the only action today is to call for a hearing to provide for publication of the date of the hearing on September 13, 2022 to allow the public to appear before Council and present evidence for or against any of the amendments.

Councilmember McKenzie moved to approve Resolution 1815 calling for a public hearing for the purpose of considering amendments to the land use assumptions, capital improvements plan, and water and wastewater impact fees. Motion seconded by Councilmember Miller. Motion prevailed by the following vote:

Ayes: Councilmembers Booe, Miller, McKenzie, Brotherton, Waldron and Shepard
No: None

OTHER BUSINESS

20. Consider authorizing the city manager to enter into Contracts for City Employee Health and Benefits Package for eligible full-time employees, retirees, and dependents effective 10/1/2022

City Manager Clay Caruthers introduced new Executive Director of Human Resources Stephanie Jenkins who provided an overview of the proposed Health and Benefits Package for eligible full-time employees, retirees, and dependents. She reviewed the Request For Proposal noting overall favorable proposals with the exception of Stop Loss, which is insurance to protect the city from catastrophic claim losses. Ms. Jenkins reviewed increases and decreases in the various plans and advised a total increase of approximately \$40,000 over last year.

Councilmember Waldron moved to authorize the city manager to enter into any and all necessary contracts for the employee health benefits package for the 2022-2023 plan year, with the option to renew per the rate guarantees. Motion seconded by Councilmember Brotherton. Motion prevailed by the following vote:

Ayes: Councilmembers Booe, Miller, McKenzie, Brotherton, Waldron and Shepard
No: None

21. Consider approval of an Agreement with Tarrant County for tax collection services for tax years 2022 through 2024

Assistant City Manager Clayton Fulton reviewed the proposed agreement with Tarrant County for tax collection services noting a cost of \$0.98 per property tax account and stated the City could not offer the same level of service for the price.

Councilmember McKenzie moved to approve the Agreement with Tarrant County for tax years 2022 through 2024 for Property Tax Collection Services, in an amount equal to \$0.98 per property tax account. Motion seconded by Councilmember Shepard. Motion prevailed by the following vote:

Ayes: Councilmembers Booe, Miller, McKenzie, Brotherton, Waldron and Shepard
No: None

22. Consider authorizing the City Manager to enter into a contract for the Karla Drive Modifications at Hurstview Drive

Executive Director of Public Works Greg Dickens reviewed the proposed contract with Reliable Paving Inc., for the Karla Drive modifications at Hurstview Drive project. Mr.

Dickens stated three bids were received with the low bid being submitted by Reliable Paving, Inc., He noted staff worked closely with the community in the area and the Traffic Safety Board for the past several years. He also noted the project should be complete within six months. In response to Council questions, Mr. Dickens stated he thought the area citizens were content with the process.

Councilmember Miller moved to authorize the city manager to enter into a Contract with Reliable Paving Inc., for the Karla Drive Modifications at Hurstview Drive Project, in the amount of \$103,710.00 with a contingency of \$6,290.00, for a total amount of \$110,000.00, and a construction contract duration of 90 calendar days. Motion seconded by Councilmember McKenzie. Motion prevailed by the following vote:

Ayes: Councilmembers Booe, Miller, McKenzie, Brotherton, Waldron and Shepard
No: None

23. Review of board, commission and committee meeting minutes:
- Planning and Zoning Commission

Council reviewed the board, commission and committee meeting minutes.

24. Review of upcoming calendar items – City Manager Clay Caruthers reviewed the future events calendar.
25. City Council Reports - Items of Community Interest

Mayor Wilson next moved to Agenda Item 26 and then back to Public Invited to Be Heard.

PUBLIC INVITED TO BE HEARD – A REQUEST TO APPEAR CARD MUST BE COMPLETED AND RETURNED TO THE CITY SECRETARY TO BE RECOGNIZED. CITIZEN COMMENTS ARE LIMITED TO A MAXIMUM OF 3 MINUTES PER SPEAKER.

Mayor Wilson recognized Daniel J. Bennett, 408 Pemberton, White Settlement, Texas, who expressed his support of the resignation of the Tarrant Appraisal District Chair.

Mayor Wilson recognized Georginna Butcher, 109 Charlene Drive, Hurst, who expressed support of a conservative budget, but concern regarding the percentage of increase in the proposed budget over last year.

EXECUTIVE SESSION in Compliance with the Provisions of the Texas Open Meetings Law, Authorized by Government Code, Section 551.071, Consultation with City Attorney to seek advice regarding Pending or Contemplated Litigation or Settlement Offers (Dakota Place Apartments) and to reconvene in Open Session at the Conclusion of the Executive Session to consider and take any necessary action

26. Take any and all action necessary ensuing from Executive Session

Councilmember McKenzie moved to approve the settlement of Hurst v. Mercer, et al. consistent with the discussion in Executive Session and authorize the City Manager and City Attorney to execute all associated documents and to take all other necessary action. Motion seconded by Councilmember Brotherton. Motion prevailed by the following vote:

Ayes: Councilmembers Booe, Miller, McKenzie, Brotherton, Waldron and Shepard

No: None

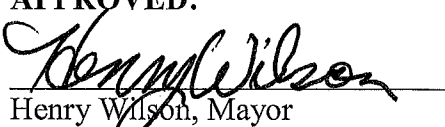
ADJOURNMENT – The meeting adjourned at 7:27 p.m.

APPROVED this the 23rd day of August 2022.

ATTEST:


Rita Frick, City Secretary

APPROVED:


Henry Wilson, Mayor